

ATTORNEY DOCKET NO. SHAPE/SCH
Serial No.: 09/681,948

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Scott C Harris

GAU:2624

Application Number 09/681,948

Filed: June 29, 2001

Title: Image Compression by Object Segregation

Examiner: Y Couso

Request for withdrawal of holding of abandonment

United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A notice of abandonment was mailed in the above referenced case on April 10, 2007. This notice of abandonment, however, was mailed in error and should be withdrawn. The application should not have been become abandoned, since there were sufficient funds to pay the issue fee at the small entity rate as should have been done by the patent office.

The abandonment alleged that the application became abandoned for failure to pay the issue fee. This was apparently based on the deposit account not having sufficient funds to pay the issue fee at large entity rate. In fact, however, the application was and is entitled to small entity status.

Note attachment 1 which shows the issue fee transmittal form, claiming entitlement to small entity status. However, the notice of fee due, attachment 2, attempted to charge, improperly, large entity status, \$1400.

In fact the deposit account had a balance of \$1234, see attachment 3. \$1234 was adequate to pay the small entity issue fee, which was in fact the proper issue fee amount to be paid.

Accordingly, the application should not have been held abandoned. Withdrawal of the holding of abandonment is respectfully requested.

Formal drawings have never been requested by the patent office in this case. however, should formal drawings be deemed desirable or necessary by the patent office, such are attached for the patent office's convenience.

Please charge any fees due in connection with this response, including the proper small entity issue fee, to Deposit Account No. 50-1387.

Respectfully submitted,

Date: 5/7/07

/Scott C Harris/
Scott C. Harris
Reg. No. 32,030

Customer No. 23844
Scott C. Harris, Esq.
P.O. Box 927649
San Diego, CA 92192
Telephone: (619) 823-7778
Facsimile: (858) 678-5082

